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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/733,985	12/11/2003	Valerie M. Bennett	RSW920030204US1	4330
43168 7590 06/23/2008 MARCIA L. DOUBET LAW FIRM PO BOX 422859 KISSIMMEE, FL 34742				
EXAMINER				
HENRY, RODNEY M				
ART UNIT		PAPER NUMBER		
3622				
NOTIFICATION DATE		DELIVERY MODE		
06/23/2008		ELECTRONIC		

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

mld@mindspring.com

## Office Action Summary

**Application No.**

10/733,985

**Applicant(s)**

BENNETT ET AL.

**Examiner**

RODNEY M. HENRY

**Art Unit**

3622

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 18 April 2005.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-6 and 12 is/are pending in the application.
- 4a) Of the above claim(s) 7-11 is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-6 and 12 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 11 December 2003 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftperson's Patent Drawing Review (PTO-948)
- 3) ☒ Information Disclosure Statement(s) (PTO/SB/08)  
Paper No(s)/Mail Date 9/23/2007, 4/10/2007, 1/22/2007, 12/11/2003, 4/1/2008, 2/29/2008
- 4) ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date: \_\_\_\_\_
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: \_\_\_\_\_



### DETAILED ACTION

1. The following is a final office action in response to communications received April 18, 2008. Claims 7-11 have been canceled. Claims 1, 2, 3, 4, 5, 6, and 12 have been amended. Claims 1-6, and 12, are currently pending and have been considered below.

#### ***Claim Rejections - 35 USC § 102***

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

3. **Claims 1-6, and 12 are rejected under 35 U.S.C. 102(b) as being anticipated by Currans et al. (6,731,393).**

As per claim 1, Currans et al. discloses a method of selectively subscribing to content in a computing environment (Column 6, lines 11-12, FIGS. 1 and 13 discloses custom (selective) documents by a subscribing user. FIG. 5 shows subscription options for news, sports, money etc.. FIGS. 9A-12 shows examples of the custom documents), **comprising:**

**enabling a user to identify, from a rendered (provider) view of content which is of interest** to the user, (Column 13, lines 55-57 discloses the content of interest indicated (identified) by the user); and **wherein a renderer (provider) of the content has not provided a subscription interface thereto** (Column 7, lines 23-27 discloses content manager 518 of FIG. 13 may be deployed separate from edit module 120, indicating that an interface is not provided);

**and registering a subscription, for the user, to the identified portion of the content** (FIG. 5 shows the registration screen and instructions. Several portions of content registration are shown; registration for an offer to win (see dig by ENTER to WIN!), free instant delivery download registration, etc.).

As per claim 2, Currans et al. discloses using the registered subscription to deliver updates of the identified portion of content to the user (Column 13, lines 19-20 discloses daily printings of the user's personalized newspaper (portioned updates). See FIG. 11A also).

As per claim 3, Currans et al., discloses :  
**enabling the user to customize subscription to specify at least one condition which must be matched before the user is interested in the identified portion of the content,** (see col 7, lines 29-33 which discloses user interest as one condition (key contributor) to subscription customization (custom document generation))  
**and wherein the registering further comprises the customization** (see FIG. 8).

As per claim 4, Currans et al. discloses using the registered subscription to deliver an update of the identified portion content which match the condition to the user (Column 13, lines 18-20 discloses that the user has requested document 13000, his personalized newspaper be printing at of 6:00 am, every day (the conditions), and FIG. 11A).

As per claim 5, Currans et al. discloses **specifying, for the user, at least one action to be carried out when at least one condition is met in an update to the identified portion of the content carrying out at least one action** (Column 13, lines 19-20 discloses the action of printing the personalized newspaper when the conditions of 6:00 am and new day are matched. The action is printing. An example of this is a user getting updates to stock prices as with FIG. 9A should the user set up a close of stock market time (condition) for getting the customized updates)).

As per claim 6, Currans et al. discloses **evaluating the registered subscription, and if the at least one condition registered therein is met in update to the identified portion of the content, carrying out the one action** (Column 13, lines 21-23 discloses the edit module 120 examining (evaluating) the user's interest as specified to assemble the custom document. Column 13, lines 19-20 discloses the action of printing the personalized newspaper when the conditions of 6:00 am and new day are matched. An example of this is a user getting updates to stock prices as with FIG. 9A should the user set up a close of stock market time (condition) for getting the customized updates)).

As per claim 12, Currans et al. discloses **enabling the registering are adapted for enabling a plurality of users to identify the portion of content which is of interest to each of the plurality of users** (FIG. 1 shows a plurality of users that receive the content; 20320, 20330, 20350, and 20360) **and registering subscriptions**

to updates of the identified content for the plurality of users, respectively (FIG. 5 shows the registration screen and instructions. The subscriptions are shown as well).

### ***Response to Arguments***

The applicant's arguments with regards to claim 1 is addressed in the claim 1 rejection (Column 7, lines 23-27 discloses content manager 518 of FIG. 13 may be deployed separate from edit module 120, indicating that an interface is not provided).

### ***Conclusion***

4. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Rodney M. Henry whose telephone number is 571-270-

5102. The examiner can normally be reached on Tuesday through Friday from 7:30am to 7:00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Eric Stamber can be reached 570-272-6724. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

rmh

/Arthur Duran/

Primary Examiner, Art Unit 3622

6/5/2008